

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

In re: Equifax Inc. Customer  
Data Security Breach Litigation

MDL Docket No. 2800  
No. 1:17-md-2800-TWT

ALL ACTIONS

Chief Judge Thomas W. Thrash, Jr.

**AMENDED JOINT PRELIMINARY REPORT AND DISCOVERY PLAN**

Pursuant to Federal Rule of Civil Procedure 26, Local Rule 16.2, and Case Management Order No. 2 (ECF No. 87), the parties submit this Amended Joint Preliminary Report and Discovery Plan as follows.

Now that the Court has issued a ruling on the pending motions to dismiss in the Consumer and Financial Institution Tracks of this litigation, the parties agree that reducing the previously-entered deadlines (*see* ECF No. 255 at 17-19) to dates certain would serve the convenience of the Court and the litigants. Accordingly, because the Court ruled on the pending motions to dismiss on January 28, 2019, the following deadlines should be entered:

<b>Event</b>	<b>Court's Initial Deadline (ECF No. 255)</b>	<b>Deadline/Date<sup>1</sup></b>
<b>Parties Serve Responses and Objections to RFPs and Begin Document Production</b>	30 Days After Ruling on Equifax's Motions to Dismiss	Wednesday, February 27, 2019

<sup>1</sup> Deadlines moved to the following business day in the event the deadline falls on a weekend or Federal holiday. Deadlines set forth in Dkt. No. 255 are not affected by this Amended Joint Preliminary Report and Discovery Plan unless expressly stated.

<b>Event</b>	<b>Court's Initial Deadline (ECF No. 255)</b>	<b>Deadline/Date<sup>1</sup></b>
<b>Beginning of Fact Discovery</b>	30 Days After the Answer Is Filed in the Consumer Track or Financial Institution Track, Whichever Is Later	Friday, March 29, 2019
<b>Add Additional Parties and/or Amend Pleadings</b>	4 Months After the Beginning of Fact Discovery	Monday, July 29, 2019
<b>Substantial Completion of Document Production</b>	6 Months After the Beginning of Fact Discovery	Monday, September 30, 2019
<b>Fact Discovery Closes</b>	9 Months After the Beginning of Fact Discovery	Monday, December 30, 2019
<b>Disclosure of Plaintiffs' Expert(s) and Serve Expert Report(s)</b>	30 Days After Fact Discovery Closes	Wednesday, January 29, 2020
<b>Disclosure of Equifax's Expert(s) and Serve Expert Report(s)</b>	30 Days After the Disclosure of Plaintiffs' Expert(s) and Reports	Friday, February 28, 2020
<b>Disclosure of Plaintiffs' Rebuttal Expert(s) and Serve Rebuttal Expert Report(s)</b>	21 Days After the Disclosure of Equifax's Expert(s) and Expert Report(s)	Friday, March 20, 2020
<b>Completion of Expert Discovery</b>	60 Days After the Disclosure of Plaintiffs' Rebuttal Expert(s) and Report(s)	Tuesday, May 19, 2020
<b>Local Rule 16.3 Conference</b>	Within 14 Days of the Completion of Expert Discovery	Tuesday, June 2, 2020
<b>Plaintiffs' Class Certification Motions to Be Filed in Consumer Track</b>	6 Weeks After Rule 16.3 Conference	Tuesday, July 14, 2020

<b>Event</b>	<b>Court's Initial Deadline (ECF No. 255)</b>	<b>Deadline/Date<sup>1</sup></b>
<b>Plaintiffs' Class Certification Motions to Be Filed in Financial Institutions Track</b>	8 Weeks After Rule 16.3 Conference	Tuesday, July 28, 2020
<b>Oppositions to Plaintiffs' Class Certification Motions to Be Filed in Consumer Track</b>	45 Days After Service of Plaintiffs' Motion	Friday, August 28, 2020
<b>Oppositions to Plaintiffs' Class Certification Motions to Be Filed in Financial Institutions Track</b>	45 Days After Service of Plaintiffs' Motion	Friday, September 11, 2020
<b>Replies in Support of Plaintiffs' Class Certification Motions to Be Filed in Consumer Track</b>	30 Days After Service of Equifax's Opposition	Monday, September 28, 2020
<b>Replies in Support of Plaintiffs' Class Certification Motions to Be Filed in Financial Institutions Track</b>	30 Days After Service of Equifax's Opposition	Monday, October 12, 2020
<b>Summary Judgment Motions to Be Filed in the Consumer Track</b>	No Later Than 16 Weeks After Rule 16.3 Conference	Tuesday, September 22, 2020
<b>Summary Judgment Motions to Be Filed in the Financial Institutions Track</b>	No Later Than 18 Weeks After Rule 16.3 Conference	Tuesday, October 6, 2020
<b>Opposition to Summary Judgment Motions to Be Filed in Consumer Track</b>	30 Days After Summary Judgment Motions Filed in Consumer Track	Thursday, October 22, 2020
<b>Opposition to Summary Judgment Motions to Be Filed in Financial Institutions Track</b>	30 Days After Summary Judgment Motions Filed in Financial Institutions Track	Thursday, November 5, 2020

<b>Event</b>	<b>Court's Initial Deadline (ECF No. 255)</b>	<b>Deadline/Date<sup>1</sup></b>
<b>Reply in Support of Summary Judgment Motions to Be Filed in the Consumer Track</b>	21 Days After Opposition to Summary Judgment Motions Filed in Consumer Track	Thursday, November 12, 2020
<b>Reply in Support of Summary Judgment Motions to Be Filed in the Financial Institutions Track</b>	21 Days After Opposition to Summary Judgment Motions Filed in Financial Institutions Track	Friday, November 27, 2020

Respectfully submitted on  
February 6, 2019

/s/ Amy E. Keller

Amy E. Keller

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was filed with this Court via its CM/ECF service, which will send notification of such filing to all counsel of record this 6<sup>th</sup> day of February 2019.

/s/ Amy E. Keller

### **SCHEDULING ORDER**

Upon review of the information contained in the Joint Preliminary Report and Discovery Plan form completed and filed by the parties, the Court orders that the time limits for adding parties, amending the pleadings, filing motions, completing discovery, and discussing settlement are as set out in the Federal Rules of Civil Procedure and the Local Rules of this Court, except as herein modified

**IT IS SO ORDERED.**

Date: \_\_\_\_\_, 2019

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Thomas W. Thrash  
United States District Judge